APHC010586922026

IN THE HIGH COURT OF ANDHRA PRADESH
AT AMARAVATI **[3332]**
(Special Original Jurisdiction)

WEDNESDAY, THE 4th DAY OF NOVEMBER 2026

PRESENT

THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

WRIT PETITION NO: 32152/2026

Between:

1. M. SIVA REDDY,, S/O. VENKATA REDDY, AGED ABOUT 65 YEARS, RIO. H.NO.5-5-33/P 30 31 RONIT ARCADE, PLOT 102, VIGNANAPURI COLONY, MYTHRI NAGAR, KUKATPALLI, HYDERABAD, TELANGANA - 500 072.

...PETITIONER

AND

1. THE STATE OF ANDHRA PRADESH, REP. BY ITS PRINCIPAL SECRETARY, PROHIBITION AND EXCISE DEPARTMENT, A.P. SECRETARIAT BUILDINGS, VELAGAPUDI, AMARAVATI, GUNTUR DISTRICT-522237
2. THE COMMISSIONER, PROHIBITION AND EXCISE, EXCISE COMPLEX, R.S.NO.88-2B, SAL VIHAR APARTMENTS, POULTRY FARM ROAD, PRASADAMPADU (V), VIJAYAWADA-521108
3. THE DISTRICT PROHIBITION AND EXCISE OFFICER, NANDYAL DISTRICT-518501
4. THE DEPUTY COMMISSIONER, PROHIBITION AND EXCISE, KURNOOL, KURNOOL DISTRICT-518001
5. THE STATION HOUSE OFFICER, ATMAKUR, NANDYAL DISTRICT-518501

...RESPONDENT(S):

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased toto issue a Writ, Order or Direction more particularly one in the

nature of a WRIT OF MANDAMUS by declaring the highhanded action of the Respondent Nos. 3 and 5 in interfering with the petitioner's business without issuing any notice to the petitioner, thereby directing the petitioner to shift his A4 Shop to some other premises at the instance of the rival wine shop owners and the people associated with petitioner's political rivals, and to declare the same as arbitrary, illegal, ultra-vires, violative of principles of natural justice, colorable exercise of power, violative of Articles 14, 19, 21 and 300-A of the Constitution of India and consequently direct the Respondent Authorities, especially Respondent Nos.3 and 5 to abstain/refrain from interfering with the business of the Petitioner's A4 shop without following the due process of law

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Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the Respondent Authorities to follow the due procedure so as to facilitate the petitioner to conduct his business smoothly, pending disposal of the above writ petition

Counsel for the Petitioner:

1. GINJUPALLI SUBBA RAO

Counsel for the Respondent(S):

1. GP FOR PROHIBITION EXCISE
2. GP FOR HOME

The Court made the following:

ORDER:

To declare the high-handed action of respondent Nos.3 and 5 in interfering with the petitioner's business without issuing any notice to the petitioner, thereby directing the petitioner to shift his A4 Shop to some other premises at the instance of the rival wine shop owners and the people associated with petitioner's political rivals, as illegal and arbitrary, the present writ petition has been filed.

2. Heard Sri Ginjupalli Subba Rao, learned counsel for the petitioner and Sri Nagaraju Pullagura, learned Government Pleader for Prohibition and Excise, appearing for the respondents.

3. Learned counsel for the petitioner submitted that the respondent authorities, having issued A4 licence to the petitioner, are now high-handedly interfering with the business affairs of the petitioner’s shop without following due process of law.

4. On the other hand, learned Government Pleader, on instructions from the District Prohibition and Excise Officer, Nandyal District, dated 02.11.2026, submitted that respondent Nos.3 to 5 are not interfering with the business of the petitioner at any point of time and the present writ petition has been filed on mere apprehension.

5. Learned counsel for the petitioner requested to record the said instructions and dispose of the writ petition.

6. On perusal of the instructions referred to supra, the authorities have categorically stated that respondent Nos.3 to 5 are not interfering with the business of the petitioner.

7. In view of the same, the Writ Petition is ***disposed of*** directing the respondents not to interfere with the business of the petitioner except in due process of law. No order as to costs.

Miscellaneous applications, pending if any, shall stand closed.

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JUSTICE RAVI CHEEMALAPATI

Dt.04.11.2026
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THE HONOURABLE SRI JUSTICE RAVI CHEEMALAPATI

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